

**U.S. District Court [LIVE]
Western District of Texas (Austin)
CIVIL DOCKET FOR CASE #: 1:20-cv-00370-RP-SH**

Matthews v. Executive Office for the United States Attorneys et al
Assigned to: Judge Robert Pitman
Referred to: Judge Susan Hightower
Cause: 05:552 Freedom of Information Act

Date Filed: 04/08/2020
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**Eric Martin Matthews**

represented by **Eric Martin Matthews**
75804-004
FCI Bastrop
Houston Unit
P.O. Box 1010
Bastrop, TX 78602
PRO SE

V.

Defendant**Executive Office for the United States Attorneys**

represented by **James Edward Dingivan**
U.S. Attorney's Office
601 NW Loop 410, Suite 600
San Antonio, TX 78216
210-384-7372
Email: james.dingivan@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**Federal Bureau of Prisons**

represented by **James Edward Dingivan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**Office of Legal Counsel**

represented by **James Edward Dingivan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**Office of the President**

represented by **James Edward Dingivan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**Office of the Judge Advocate General
U.S. Navy**

represented by **James Edward Dingivan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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04/08/2020	<u>1</u>	COMPLAINT, filed by Eric Martin Matthews. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Civil Cover Sheet, Cover Letters and Envelope)(cj) (Entered: 04/09/2020)
04/08/2020	<u>2</u>	MOTION to Proceed in forma pauperis by Eric Martin Matthews.. Motions referred to Judge Susan Hightower. (cj) (Entered: 04/09/2020)
04/08/2020	<u>3</u>	MOTION to Direct United States Marshalls to Effect Service by Eric Martin Matthews. (Attachments: # <u>1</u> Summons). Motions referred to Judge Susan Hightower. (cj) (Entered: 04/09/2020)
04/08/2020	<u>4</u>	NOTICE, Consent, and Reference of a Civil Action to a Magistrate Judge by Eric Martin Matthews (Attachments: # <u>1</u> Notices for Defendants – unsigned)(cj) (Entered: 04/09/2020)
04/08/2020	<u>5</u>	Certificate of Interested Parties by Eric Martin Matthews. (cj) (Entered: 04/09/2020)
04/08/2020	<u>6</u>	NOTICE of Understanding by Eric Martin Matthews (cj) (Entered: 04/09/2020)
04/08/2020		Case assigned to Judge Robert Pitman. CM WILL NOW REFLECT THE JUDGE INITIALS AS PART OF THE CASE NUMBER. PLEASE APPEND THESE JUDGE INITIALS TO THE CASE NUMBER ON EACH DOCUMENT THAT YOU FILE IN THIS CASE. (cj) (Entered: 04/09/2020)
04/08/2020		CASE REFERRED to Magistrate Judge Susan Hightower. (cj) (Entered: 04/09/2020)
04/09/2020	<u>7</u>	Case Opening Letter mailed to Eric Martin Matthews. (cj) (Entered: 04/09/2020)
04/14/2020	<u>8</u>	ORDER GRANTING Plaintiff's Application to Proceed <i>in Forma Pauperis</i> and Directing Monthly Payments be made from Prison Account of Eric Martin Matthews #75804–004. The Court has assessed that Plaintiff must pay an initial partial filing fee of \$16.41. ORDER that issuance of service of process shall be commenced by the United States Marshal on the United States Attorneys' Office in San Antonio, Texas, and the Attorney General of the United States at Washington, District of Columbia. Signed by Judge Susan Hightower. (lt) (Entered: 04/15/2020)
04/15/2020	<u>9</u>	Summons Issued as to Defendants, U.S. Attorney and U.S. Attorney General. (lt) (Entered: 04/15/2020)
04/17/2020	<u>10</u>	Amended Emergency Order in Light of the COVID–19 Pandemic (Entered: 04/17/2020)
04/20/2020	<u>11</u>	SUMMONS Returned Executed as to Defendants, U.S. Attorney and U.S. Attorney General (lt) (Additional attachment(s) added on 4/23/2020: # <u>1</u> Notice and Acknowledgment of Receipt of Summons and Complaint by Mail) (lt). (Entered: 04/20/2020)
04/20/2020	<u>12</u>	Request from U.S. Marshal Service for reimbursement of expenses in the amount of \$23.70 for summons served. (lt) (Entered: 04/20/2020)
05/05/2020	<u>13</u>	MOTION to Suspend Proceedings by Eric Martin Matthews. Motions referred to Judge Susan Hightower. (lt) (Entered: 05/06/2020)
05/05/2020	<u>14</u>	MOTION to Amend Counts One and Two and Add Additional FOIA Request by Eric Martin Matthews.. Motions referred to Judge Susan Hightower. (lt) (Entered: 05/06/2020)
05/06/2020	<u>15</u>	Partial Filing fee received in the amount of \$16.41, receipt number 100038436 (IPFF \$16.41) (lt) (Entered: 05/06/2020)
05/07/2020	<u>16</u>	Notice of Filing CERTIFICATE OF SERVICE by Eric Martin Matthews re <u>13</u> MOTION to Suspend Proceedings. (lt) (Entered: 05/07/2020)
05/07/2020	<u>17</u>	Notice of Filing CERTIFICATE OF SERVICE by Eric Martin Matthews re <u>14</u> MOTION to Amend. (lt) (Entered: 05/07/2020)
06/12/2020	<u>18</u>	MOTION Renewed Motion for Case Suspension and Amendments to FOIA Suit with Alternative for Injunction by Eric Martin Matthews.. Motions referred to Judge Susan Hightower. (lt) (Entered: 06/12/2020)

06/16/2020	<u>19</u>	ANSWER to <u>1</u> Complaint, . Attorney James Edward Dingivan added to party Executive Office for the United States Attorneys(pty:dft), Attorney James Edward Dingivan added to party Federal Bureau of Prisons(pty:dft), Attorney James Edward Dingivan added to party Office of Legal Counsel(pty:dft), Attorney James Edward Dingivan added to party Office of the Judge Advocate General(pty:dft), Attorney James Edward Dingivan added to party Office of the President(pty:dft) by Executive Office for the United States Attorneys, Federal Bureau of Prisons, Office of Legal Counsel, Office of the Judge Advocate General, Office of the President.(Dingivan, James) (Entered: 06/16/2020)
06/19/2020	<u>20</u>	NOTICE of Attorney Vacation by Executive Office for the United States Attorneys, Federal Bureau of Prisons, Office of Legal Counsel, Office of the Judge Advocate General, Office of the President (Dingivan, James) (Entered: 06/19/2020)
06/23/2020	<u>21</u>	Second Amended Emergency Order in Light of the COVID-19 Pandemic (Entered: 06/23/2020)
06/29/2020	<u>22</u>	Plaintiff's RESPONSE to <u>19</u> Answer to Complaint, by Eric Martin Matthews. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Envelope)(lt) (Entered: 06/29/2020)
06/30/2020	<u>23</u>	ORDER DISMISSING as moot Plaintiff's <u>13</u> Motion to Suspend Proceedings, Plaintiff's <u>14</u> Motion for Leave to Amend, and Plaintiff's <u>18</u> Renewed Motion for Case Suspension and Leave to Amend. Signed by Judge Susan Hightower. (lt) (Entered: 06/30/2020)